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2 **STATE OF GEORGIA**
3 **COUNTY OF FULTON**
4 **CITY OF SOUTH FULTON**

ORDINANCE 2019-034

5
6
7 **AN ORDINANCE TO AMEND THE FISCAL YEAR 2020 BUDGET FOR**
8 **EACH FUND OF THE CITY OF SOUTH FULTON, GEORGIA,**
9 **APPROPRIATING THE AMOUNTS SHOWING IN EACH FUND AS**
10 **EXPENDITURES/EXPENSES, ADOPTING THE SEVERAL ITEMS OF**
11 **REVENUE ANTICIPATIONS, PROHIBITING EXPENDITURES OR**
12 **EXPENSES FROM EXCEEDING THE ACTUAL FUNDING AVAILABLE**
13 **AND FOR OTHER LAWFUL PURPOSES**
14

15 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly
16 organized and existing under the laws of the State of Georgia;
17

18 **WHEREAS**, the duly elected governing authority of the City, is the Mayor and
19 Council thereof ("City Council");

20 **WHEREAS**, sound governmental operations require a budget in order to plan
21 the financing of services for City residents;
22

23 **WHEREAS**, O.C.G.A. § 36-81-1 requires a balanced budget for the City's fiscal
24 year, which runs from October 1st to September 30th of each year;
25

26 **WHEREAS**, O.C.G.A. § 36-81-3 authorizes a local government to amend "its
27 budget so as to adapt to changing governmental needs during the budget period."
28

29 **WHEREAS**, Section 6.27 of the City Charter provides that "the City Council by
30 majority vote may make changes in the appropriations contained in the current
31 operating budget at any regular meeting or special or emergency meeting called for
32 such purposes;"
33

34 **WHEREAS**, the City Council has reviewed the amended budget as presented
35 by the City Manager;
36

37 **WHEREAS**, each of these funds is a balanced budget, so that anticipated
38 revenues and other financial resources for each fund equal the proposed expenditures
39 or expenses;
40

41 **WHEREAS**, the City Council wishes by this ordinance to adopt its Fiscal Year
42 2020 annual budget effective from October 1, 2019 through September 30, 2020; and
43

44 **WHEREAS**, this Ordinance will benefit the health and general welfare of the
45 City, its citizens and general public.
46

**NOW THEREFORE, THE COUNCIL OF THE CITY OF SOUTH FULTON
HEREBY ORDAINS** as follows:

Section 1. Amendment of Budget. The Amended Fiscal Year 2020 Budget, attached hereto and incorporated herein as a part of this ordinance, is hereby adopted as the final budget for the City for the Fiscal Year 2020, which begins October 1, 2019 and ends September 30, 2020. A summary is copied below of the of the current Fiscal Year 2020 budget

**City of South Fulton
Proposed Budget Amendment for Fiscal Year 2020
October 1, 2019 to September 30, 2020**

Funds	61	
Revenues:	FY 2020 Adopted	FY2020 Amended
General Fund	\$73,821,952	74,821,952
Older American Fund		
E- 911 Fund		
Restricted Grant Fund	4,198,772	5,064,602
Hotel/Motel Fund	240,000	240,000
TSPLOST	17,592,330	17,592,330
Capital Project	\$9,499,348	9,499,348
Capital Grant Fund	0	1,222,516
Solid Waste Fund	560,000	520,000
Debt Fund	0	0
Total Revenues	\$105,912,402	108,960,748
Expenditures:		
General Fund	69,193,310	70,273,310
Older American Fund	10,000	10,000
E- 911 Fund	2,000,000	1,920,000
Restricted Grant Fund	4,198,772	5,064,602
Hotel/Motel Fund	240,000	240,000
TSPLOST	17,592,330	17,592,330
Capital Project	\$11,160,089	11,160,089
Capital Grant Fund	0	1,222,516
Solid Waste Fund	560,000	520,000
Debt Service	957,901	957,901
Total Expenses	\$105,912,402	108,960,748
Net Surplus/Deficit	\$0	\$0

- 73 1. **Appropriation.** That the several items of revenues, expenditures, other
74 financial resources, and sources of cash shown in the budget for each fund in
75 the amounts shown within the Adopted Fiscal Year 2020 Budget are hereby
76 adopted, and that the several amounts shown in the budget for each fund as
77 proposed expenditures or expenses and uses of cash are hereby appropriated
78 to the departments named in each fund.
79
- 80 2. **Legal Level of Control.** That the "legal level of control" as defined in O.C.G.A.
81 § 36-81-2 is set at the department level, meaning that the City Manager in
82 his/her capacity is authorized to move appropriations from one line item to
83 another within a department, but under no circumstances may expenditures or
84 expenses exceed the amount appropriated for a department without a further
85 budget amendment approved by the City Council.
86
- 87 3. **Expiration of Appropriations.** That all appropriations shall lapse at the end of
88 the fiscal year.
89

90 *****

91
92 **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All
93 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were,
94 upon their enactment, believed by the City Council to be fully valid, enforceable and
95 constitutional.

96 (b) To the greatest extent allowed by law, each and every section, paragraph,
97 sentence, clause or phrase of this Ordinance is severable from every other section,
98 paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph,
99 sentence, clause or phrase of this Ordinance is mutually dependent upon any other
100 section, paragraph, sentence, clause or phrase of this Resolution.

101 (c) In the event that any phrase, clause, sentence, paragraph or section of this
102 Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or
103 otherwise unenforceable by the valid judgment or decree of any court of competent
104 jurisdiction, it is the express intent of the City Council that such invalidity,
105 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not
106 render invalid, unconstitutional or otherwise unenforceable any of the remaining
107 phrases, clauses, sentences, paragraphs or sections of the Ordinance.

108 **Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly
109 repealed.

110 **Section 4.** The City Attorney, City Clerk and contracted City Codifier are authorized
111 to make non-substantive formatting and renumbering edits to this ordinance for
112 proofing, codification, and supplementation purposes. The final version of all
113 ordinances shall be filed with the clerk.

Section 5. The effective date of this Ordinance shall be on the date as set forth under Sec. 3.21 of the City Charter unless provided otherwise by applicable local, state and/or federal law.

The foregoing **ORDINANCE No. 2019-034** was adopted on December 10, 2019 was moved for approval by Councilmember Rowell and seconded by Councilmember Gumbs, and being put to a vote, the result was as follows:

"FIRST READING" November 12, 2019

"SECOND READING" December 10, 2019


	AYE	NAY
William "Bill" Edwards, Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Baker, Mayor Pro Tem	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Catherine Foster Rowell	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Carmalitha Lizandra Gumbs	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Helen Zenobia Willis	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gertrude Naeema Gilyard	<input type="checkbox"/>	<input type="checkbox"/>
Rosie Jackson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
khalid kamau	<input checked="" type="checkbox"/>	<input type="checkbox"/>

THIS **ORDINANCE** adopted this 10TH day of December 2019.

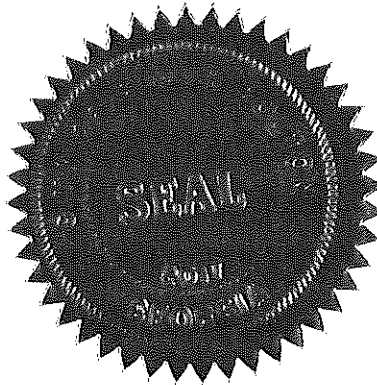
CITY OF SOUTH FULTON, GEORGIA.


WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



COREY E. ADAMS, SR., DEPUTY CITY CLERK



APPROVED AS TO FORM:


EMILIA C. WALKER, CITY ATTORNEY